



ATTENTION

Probate cases on this calendar are currently under review by the probate examiners. Review of some probate cases may not be completed and therefore have not been posted.

If your probate case has not been posted please check back again later.

Thank you for your patience.

Notice of Motion and Motion to be Relieved as Counsel

DOD: 5/23/2005		JEFF S. SHEPARD , attorney for Administrator, VIVIAN WEST, is Petitioner.	NEEDS/PROBLEMS/COMMENTS:
		VIVIAN WEST was appointed Administrator on 08/23/05 without bond.	<u>Continued from 08/12/14</u> As of 09/04/14, nothing further has been filed.
Cont. from 041014, 061214, 073114, 81214		Letters were issued on 08/24/05.	
<input type="checkbox"/>	Aff.Sub.Wit.		1. Need <i>Notice of Hearing</i> and proof of service of <i>Notice of Hearing</i> for Vivian West.
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory	Inventory & Appraisal showing the value of the estate at \$190,700.00 was filed 12/12/05.	
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	x	
<input checked="" type="checkbox"/>	Aff.Mail	w/	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order	Proof of Service filed 04/04/14 indicates that the Notice of Motion and Motion to be Relieved as Counsel and Declaration in Support of Attorney's Motion to be Relieved as Counsel – Civil was mailed to the Administrator at 3 different addresses.	
<input type="checkbox"/>	Aff. Posting		Reviewed by: JF
<input type="checkbox"/>	Status Rpt		Reviewed on: 09/04/14
<input type="checkbox"/>	UCCJEA		Updates:
<input type="checkbox"/>	Citation		Recommendation:
<input type="checkbox"/>	FTB Notice		File 1A – Baker-Melton

(1) First and Final Account and Report of Administration, Petition for Final Settlement, (2) for Allowance of Statutory Fees to Attorney and Final Distribution

DOD: 05/23/05		JEFF S. SHEPARD , attorney for Vivian West, Administrator, is Petitioner.		NEEDS/PROBLEMS/COMMENTS:	
				<u>CONTINUED FROM 08/12/14</u>	
		Account period: 08/23/05 – 05/15/13		As of 09/04/14, nothing further has been filed.	
Cont. from 81214		Accounting	-	\$195,950.62	1. The Petitioner states that he has no knowledge regarding payment of any claims filed against the estate. Creditor's Claims were filed by EECU (\$9,582.67) and Selma District Ambulance (\$4,693.01). No Allowance/Rejection of the claims has been filed. Need Allowance/Rejection of Creditor's Claims. Further, notice of this hearing was not provided to the Creditors (Probate Code § 11000). 2. The Petition proposes to distribute the property evenly to the heirs, Vivian West and Cecil Baker; however, on 12/12/05, Cecil Baker filed an Assignment assigning his interest the estate and requesting distribution of estate assets to Vivian West. In light of the Assignment of Cecil Baker, need clarification regarding the proposed distribution. The Petition does not address the Assignment. 3. The Petition indicates that Vivian West is in possession of all estate assets and Petitioner has lost contact with her and that there is no property on hand to distribute. The Petition does not address how payment of the statutory fees is to be accomplished. The Court may require more information.
<input type="checkbox"/>	Aff.Sub.Wit.	Beginning POH	-	\$190,700.00	
<input checked="" type="checkbox"/>	Verified	Ending POH	-	\$0.00	
<input checked="" type="checkbox"/>	Inventory	Administrator (statutory)	-	\$6,721.00	
<input checked="" type="checkbox"/>	PTC	Attorney (statutory)	-	\$6,721.00	
<input checked="" type="checkbox"/>	Not.Cred.	Closing	-	\$1,000.00	
<input checked="" type="checkbox"/>	Notice of Hrg	Distribution, pursuant to intestate succession, is to:			
<input checked="" type="checkbox"/>	Aff.Mail	Vivian West	-	½ interest	
<input type="checkbox"/>	Aff.Pub.	Cecil Baker	-	½ interest	
<input type="checkbox"/>	Sp.Ntc.				
<input type="checkbox"/>	Pers.Serv.				
<input type="checkbox"/>	Conf. Screen				
<input type="checkbox"/>	Letters	08/24/05			
<input type="checkbox"/>	Duties/Supp				
<input type="checkbox"/>	Objections				
<input type="checkbox"/>	Video Receipt				
<input type="checkbox"/>	CI Report				
<input checked="" type="checkbox"/>	9202				
<input checked="" type="checkbox"/>	Order				
<input type="checkbox"/>	Aff. Posting				
<input type="checkbox"/>	Status Rpt				
<input type="checkbox"/>	UCCJEA				
<input type="checkbox"/>	Citation				
<input type="checkbox"/>	FTB Notice	n/a			
					Reviewed by: JF
					Reviewed on: 09/04/14
					Updates:
					Recommendation:
					File 1B – Baker-Melton

Petition to Close Zero Asset Estate and Discharge Executor

DOD: 08/08/2006		GLORIA MCAFEE , was appointed Executor with full IAEA authority without bond on 10/25/2006.	NEEDS/PROBLEMS/ COMMENTS:
		Petition states: Attorneys for the Executor, Gloria McAfee, have had no contact with Executor in years and do not have her current contact information. As such the petition is filed by Gilmore, Wood, Vinnard & Magness at the request of the Court.	Continued from 07/29/2014
Cont. from 072914		<p>Decedent filed for bankruptcy under Chapter 11 of the United States Bankruptcy Code prior to this death. The primary creditor of the decedent is the United States of America, acting through the United States Department of Agriculture/Farm Service Agency. Following her appointment as executor, Executor requested that the bankruptcy be discharged and that the assets of the bankruptcy estate be delivered to her for probate administration. The United States opposed this request preferring that jurisdiction to adjudicate liability remain in Federal Court and that possession, custody and control of the decedent's assets rests with the Trustee appointed by Bankruptcy Court. The United States Bankruptcy Court denied Executor's request, instead converting the decedent's bankruptcy to a Chapter 7 liquidation proceeding- United States Bankruptcy Court Eastern District of California Case No. 06-10342-A-7F.</p> <p>The Bankruptcy Trustee liquidated all of the decedent's assets on 05/17/2010, the Trustee in Bankruptcy filed her final report, showing that creditor's claims greatly exceeded the value of the estate and proposed that after satisfaction of priority claims, general unsecured creditors be paid a dividend of approximately 18.9% of their respective claim. A Notice of filing Trustee's Final Account and Distribution Report, Certification that the Estate has been Fully Administered and Application to be Discharged, Combined with Fixing Deadline for Filing Objections Thereto was filed on 01/04/2011 in the United States Bankruptcy Court. No assets were distributed to the Estate.</p>	<p>The following issues remain:</p> <ol style="list-style-type: none"> 1. Petition was not verified by the fiduciary. 2. Need proof of the Notice of Hearing on: <ul style="list-style-type: none"> • David McAfee • Morgan Bowen • Terecita Carillo
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail w/		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters 10/25/06		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<p>Reviewed by: LV</p> <p>Reviewed on: 07/25/2014</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 2 – McAfee</p>	

Please see additional page

Executor and Gilmore, Wood, Vinnard & Magness, attorneys for Executor, have rendered valuable services to the estate, but inasmuch as the estate has no assets, statutory compensation is \$0. In addition to ordinary services, Gilmore, Wood, Vinnard & Magness rendered in excess of 50 hours of extraordinary services litigating against the United States government and the decedent's brother in both decedent's bankruptcy proceedings and concerning the Estate of May McAfee (the decedent's mother). While the value of such services is significant, there are no assets in the estate from which compensation could be paid.

The decedent left his entire estate to Our Land Self Help Corporation. Unfortunately, the Estate has no assets. Hence, there is nothing to distribute to Our Land Self-Help Corporation.

Petitioner prays that the administration of this estate be brought to a close; the first and final account be settled, allowed, and approved as filed; that all acts and proceedings of Executor as Executor be confirmed and approved; that the Estate be closed and the fees and costs owing to Gilmore, Wood, Vinnard & Magness be discharged; that any further orders be made at the Court considers proper.

(1) First and Final Report of Administrator on Waiver of Account and (2) Petition for Allowance of Compensation to Attorneys for Costs of Administration and (3) for Final Distribution

DOD: 6-12-11		CARA PERACCHI DOUGLAS , Spouse and Administrator with Full IAEA without bond, is Petitioner. Accounting is waived. I&A: \$296,760.32 POH: \$296,760.32 consisting of Decedent's community property interest various accounts and partnership/corporation interests. (See declaration filed 10-17-11.) Administrator (Statutory): Waived Attorney (Statutory): Waived Costs: \$1,185.50 Closing: \$500.00 Distribution pursuant to intestate succession (community property): Cara Peracchi Douglas: Entire estate	NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> The proposed order contains an omnibus clause authorizing distribution of any property not now known or discovered to Petitioner. However, if any property discovered in the future is separate property, the decedent's three children may also be heirs. Therefore, the Court may require this language to be modified or stricken from the order.	
<input type="checkbox"/>	Aff.Sub.Wit.			
<input checked="" type="checkbox"/>	Verified			
<input checked="" type="checkbox"/>	Inventory			
<input checked="" type="checkbox"/>	PTC			
<input checked="" type="checkbox"/>	Not.Cred.			
<input checked="" type="checkbox"/>	Notice of Hrg			
<input checked="" type="checkbox"/>	Aff.Mail			W
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input checked="" type="checkbox"/>	Letters			9-22-11
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input checked="" type="checkbox"/>	9202			
<input checked="" type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input checked="" type="checkbox"/>	FTB Notice			
Reviewed by: skc Reviewed on: 9-2-14 Updates: Recommendation: File 3 - Douglas				

(1) First and Final Account and Report of Administrator and Petition for its Settlement and (2) Approval

DOD: 12/7/11		<p>KIRK HAGOPIAN, former Administrator, is petitioner.</p> <p>Kirk Hagopian resigned as Administrator and Gloria Hagopian was appointed Successor Administrator on 5/27/14.</p> <p>Account period: 8/12/12 – 5/5/14</p> <p>Accounting - \$216,592.73 Beginning POH- \$213,363.08 Ending POH - \$182,904.96</p> <p>Petitioner states that certain cash assets at the time of decedent's death were wrongfully taken by Gaylene Bolanos and her confederates. Petitioner is represented by Fresno attorney Leigh Burnside in a pending action against Gaylene Bolanos and others to recover the wrongfully taken property. Inventory and appraisal, partial no. 1 shows a bank account totaling \$10,268.71 at the time of decedent's death. Petitioner believes that Gaylene Bolanos misappropriated all of the money in the account, because the account was empty when Petitioner presented Letters to the bank after the opening of the estate. Petitioner believes there were other accounts taken by Gaylene Bolanos, but Petitioner did not inventory them because he lacks records that would show the balances.</p> <p>Please see additional page</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>OFF CALENDAR. Amended Accounting filed and set for hearing on 9/24/14.</p> <p>1. Examiner notes from the last hearing indicated that the beginning property on hand did not include all inventories filed and was short \$11,929.79. Attorney has now filed a corrected summary of account which includes all inventories. However, now the disbursements on the corrected summary totals \$11,853.00 when the disbursements on the prior summary of account and schedule B (disbursement schedule) totaled \$28,550.00. A difference of \$16,697.00. Finally, the property on hand is now \$182,904.96 when in the accounting it is listed at \$166,207.96. This issue can no longer be corrected by declaration. An amended accounting will be required.</p> <p>Please see additional page.</p>
Cont. from 061614, 072914			
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input checked="" type="checkbox"/>	Inventory		
<input checked="" type="checkbox"/>	PTC		
<input checked="" type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg w/		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order X		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
Please see additional page		<p>Reviewed by: KT</p> <p>Reviewed on: 9/4/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 4A - Smart</p>	

Petitioner states prior to mid-January 2013 the estate had no cash for payment of decedent's funeral expenses, the expenses to maintain decedent's real property prior to sale, and the retainer requested by the attorney Petitioner hired to take action against Gaylene Bolanos and her confederates. Petitioner borrowed \$10,900.00 from a friend named Rich Curll, to pay those expenses (itemization included in the accounting).

Petitioner prays for an Order:

1. The first and final account and report of Petitioner as Administrator be settled, allowed and approved as filed;
2. All acts and proceedings of Petitioner during his tenure as Administrator of the Decedent's estate be confirmed and approved;
3. Such further order as the Court considers proper.

NEEDS/PROBLEMS/COMMENTS (Cont.):

2. Petition does not state the status of the litigation against Gaylene Bolanos and her confederates. \$9,500.00 was paid to attorney Jeff Hammerschmidt as a retainer for his services. Court may require more information as to the litigation and the status of the retainer paid to attorney Hammerschmidt. – Declaration of Kirk Hagopian still does not give any information on the status of the retainer paid to Mr. Hammerschmidt. If Mr. Hammerschmidt did not do any work as alleged, then the retainer should be returned. Mr. Hagopian should have received a billing statement from Mr. Hammerschmidt regarding the retainer. The Court will require a copy of the billing statement showing what portion of the retainer was used and what it was used for. In addition, Mr. Hagopian states he has now hired attorney Leigh Burnside to prosecute an action against Ms. Bolanos. Mr. Hagopian states the action is still pending. Examiner was not able to find any action against Ms. Bolanos in Fresno County. Court will require the case number of the action filed against Ms. Bolanos to recover assets.
3. Disbursement schedule shows a disbursement of \$10,900 to repay the loan to Rich Curll however the receipt schedule does not show that the \$10,900 was received into the estate. Therefore the accounting does not balance. – Declaration states Mr. Hagopian never put the loan into the estate because no estate account had been opened. Any loan received by the estate that is ultimately paid back from the estate must be included in the receipt schedule or the accounting will not balance.
4. Itemization for costs advanced by Petitioner includes payment of \$18.00 to DMV to file non-operational on vehicle. However, no vehicle was ever inventoried into the estate. Need clarification. – Declaration of Mr. Hagopian states at the time of her death the decedent had an old auto that was in very poor condition. It had no value so he gave it away. He was required to pay the DMV \$18.00 to register car as no-operational. – The auto should have been included in the inventory whether or not it had value. In addition the court may require more information about this gift of the decedent's car.
5. Need Order

DOD: 12/07/11		GLORIA HAGOPIAN , was appointed successor administrator with bond set at \$10,000.00 and the remainder of funds to be placed into a blocked account on 05/27/14.	NEEDS/PROBLEMS/COMMENTS:
		Order to Deposit Money Into Blocked Account filed 7/11/14 orders all funds except for the sum of \$5,000.00 to be placed into a blocked account.	Continued to 9/24/14 to be heard with the Amended Accounting.
Cont. from 070814, 072214, 072914			
<input type="checkbox"/>	Aff.Sub.Wit.		1. Need Receipt and Acknowledgment of Order for the Deposit of Money into Blocked Account. – Copy of Receipt received (original to be filed). Receipt shows deposits totaling \$166,229.51 of which \$161,229.51 is blocked. The accounting on page 5A shows that the property on hand at the end of the account period is \$182,904.96. Therefore, the receipt is short \$21,675.45.
<input type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg		
<input type="checkbox"/>	Aff.Mail		
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
			Reviewed by: KT
			Reviewed on: 9/4/14
			Updates:
			Recommendation:
			File 4B - Smart

DOD: 4-25-14		RITA RANGEL MUNOZ , Mother, is Petitioner. 40 days since DOD No other proceedings I&A: \$115,000.00 (real property) Will dated 8-23-99 devises personal effects to Petitioner and the residue to the Manuel Rangel Munoz Revocable Trust. Petitioner requests Court determination that Decedent's 100% interest in real property in Parlier passes to her as successor trustee of the trust.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 081214			
	Aff.Sub.Wit.		
✓	Verified		
✓	Inventory		
	PTC		
	Not.Cred.		
	Notice of Hrg		
N/A	Aff.Mail		
	Aff.Pub.		
	Sp.Ntc.		
	Pers.Serv.		
	Conf. Screen		
	Letters		
	Duties/Supp		
	Objections		
	Video Receipt		
	CI Report		
	9202		
✓	Order		
	Aff. Posting		
	Status Rpt		
	UCCJEA		
	Citation		
	FTB Notice		
Reviewed by: skc Reviewed on: 8-8-14 Updates: Recommendation: SUBMITTED File 7 – Munoz			

DOD: 11-3-13		MARYANN W. GIBBS , Spouse, is Petitioner and requests appointment as Administrator with full IAEA without bond. All heirs nominate Petitioner and waive bond. Full IAEA – ok Decedent died intestate Residence: Fresno Publication: Business Journal Estimated Value of Estate: Personal property: \$25,000.00 Probate Referee: Steven Diebert	NEEDS/PROBLEMS/COMMENTS: Note: The Court will set status hearings as follows: <ul style="list-style-type: none"> Tues 1-13-15 for filing the Inventory and Appraisal Tues 1-12-16 for filing the first account or petition for final distribution. If the proper items are on file per local rules, the status hearings may be taken off calendar.
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail w/o		
<input checked="" type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters		
<input checked="" type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		Reviewed by: skc Reviewed on: 9-2-14 Updates: Recommendation: SUBMITTED File 8 - Gibbs	

Atty Valenzuela, Eduardo (Pro Per Petitioner)

Atty Valenzuela, Maria (Pro Per Petitioner)

Petition for Appointment of Probate Conservator of the Person (Prob. C. 1820, 1821, 2680-2682)

			NO TEMP REQUESTED	NEEDS/PROBLEMS/COMMENTS:
	Aff.Sub.Wit.			
✓	Verified			<u>Court Investigator advised rights on 8-18-14</u>
	Inventory			
	PTC			<u>Voting rights affected – need minute order</u>
	Not.Cred.			
✓	Notice of Hrg		Voting rights affected	
✓	Aff.Mail	W	A Capacity Declaration was filed 8-5-14.	
	Aff.Pub.			
	Sp.Ntc.		Petitioners state the proposed	
✓	Pers.Serv.	W	Conservatee is diagnosed with autism,	
✓	Conf. Screen		mental retardation and a speech	
✓	Letters		impediment. He requires constant	
✓	Duties/Supp		supervision and his cognitive	
	Objections		functioning is about that of a six to	
	Video Receipt		seven year old child. He does try to	
	CI Report		speak but is difficult to understand	
	9202		and he has difficulties expressing his	
✓	Order		thoughts and desires. Petitioners are	
	Aff. Posting		the proposed conservatee's brother	Reviewed by: skc
	Status Rpt		and sister-in-law and the family have	Reviewed on: 9-3-14
	UCCJEA		asked them to secure conservatorship	Updates:
✓	Citation		because their mother is aging and will	Recommendation:
	FTB Notice		not be able to care for the proposed	File 9 - Valenzuela
			Conservatee much longer. He will	
			eventually have to be moved from	
			her home.	
			Court Investigator Charlotte Bien filed a report on 8-29-14.	

Status Hearing Re: Filing of the First Account and/or Petition for Final Distribution

DOD: 4-14-12	SANTOS PEREZ was appointed as Administrator with Full IAEA with bond of \$78,000.00 on 1-10-13.	NEEDS/PROBLEMS/COMMENTS:
Cont from 030714, 050914, 070814	On 1-10-13, the Court set this status hearing for the filing of the first account or petition for final distribution.	Continued from 3-7-14, 5-9-14, 7-8-14
Aff.Sub.Wit.	Additional info:	As of 9-2-14, nothing further has been filed.
Verified		
Inventory	Bond was filed and Letters issued on 6-18-13.	
PTC		
Not.Cred.		
Notice of Hrg	Final Inventory and Appraisal filed 7-24-13 indicated a total estate value of \$96,400.00 consisting of real property and a vehicle.	
Aff.Mail		
Aff.Pub.	On 7-29-13, the California Dept. of Health Care Services Estate Recovery Branch filed a Creditor's Claim for \$5,169.45 and a Request for Special Notice.	
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt	Status Report filed 3-7-14 (not verified) states Mr. Fanucchi request continuance. The Spanish-speaking client has been requested to schedule an appointment to discuss closing the estate.	1. Need first account or petition for final distribution or verified written status report pursuant to local rule.
CI Report	There are issues with family members that need to be resolved before the estate can be closed.	
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		

DOD: 08/17/12	<p>EDWARD SIMPSON, brother, was appointed Administrator with Limited IAEA, without bond, with deposits of \$1,000,000.00 to be placed into a blocked account on 10/16/13. Letters of Administration were issued on 10/22/13.</p> <p>Status Hearing Report filed 07/10/14 states: The only assets of the estate are an insurance policy for \$1,000,000.00. The worker's compensation claim will be payable to decedent's son and son's mother. The parties in the insurance claim went to mediation in San Diego on 06/20/14 and have settled the matter. The final settlement agreement is still awaiting approval from the court. The estate is receiving approximately \$400,000.00 but that figure might change a little depending on the attorney's fees. The Administrator cannot file a receipt for the deposit of funds into a blocked account or a final inventory & appraisal because no funds have been distributed to the case. The court must approve the settlement agreement before any funds can be distributed to the estate. A 60 day continuance is requested.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>CONTINUED FROM 07/15/14 Minute Order from 07/15/14 states: Counsel reports that they are waiting on the settlement to be approved.</u></p> <p>1. Need Receipt & Acknowledgement of Order for the Deposit of Money into Blocked Account.</p> <p><u>Note:</u> It does not appear that an Order to Deposit Money into Blocked Account has been submitted/signed.</p>
Cont. from 111513, 031714, 071514		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
<p>Reviewed by: JF</p> <p>Reviewed on: 09/04/14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 11A – Simpson</p>		

DOD: 08/17/12	EDWARD SIMPSON , brother, was appointed Administrator with limited IAEA, without bond, with deposits of \$1,000,000.00 to be placed into a blocked account on 10/16/13.	NEEDS/PROBLEMS/COMMENTS:
Cont. from 012114, 031714, 071514	Letters of Administration were issued on 10/22/13.	CONTINUED FROM 07/15/14 Minute Order from 07/15/14 states: Counsel reports that they are waiting on the settlement to be approved.
Aff.Sub.Wit.		1. Need inventory and appraisal.
Verified	Minute order dated 8/20/13 set this status hearing for the filing of the inventory and appraisal.	
Inventory		
PTC		
Not.Cred.		
Notice of Hrg	Status Hearing Report filed 07/10/14 states: The only assets of the estate are an insurance policy for \$1,000,000.00. The worker's compensation claim will be payable to decedent's son and son's mother. The parties in the insurance claim went to mediation in San Diego on 06/20/14 and have settled the matter. The final settlement agreement is still awaiting approval from the court. The estate is receiving approximately \$400,000.00 but that figure might change a little depending on the attorney's fees. The Administrator cannot file a receipt for the deposit of funds into a blocked account or a final inventory & appraisal because no funds have been distributed to the case. The court must approve the settlement agreement before any funds can be distributed to the estate. A 60 day continuance is requested.	
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		Reviewed on: 09/04/14
Aff. Posting		Updates:
Status Rpt		Recommendation:
UCCJEA		File 11B – Simpson
Citation		
FTB Notice		

DOD: 5-11-12		<p>BEN G. SHERFY was appointed as Executor without IAEA and without bond and Letters issued on 5-6-14.</p> <p>At the hearing on 5-6-14, the Court set this status hearing for the filing of the Inventory and Appraisal.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p>1. Need Inventory and Appraisal pursuant to Probate Code §8800 or verified written status report pursuant to local rules.</p>	
	Aff.Sub.Wit.			
	Verified			
	Inventory			
	PTC			
	Not.Cred.			
	Notice of Hrg			
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			
<p>Reviewed by: skc</p> <p>Reviewed on: 9-3-14</p> <p>Updates:</p> <p>Recommendation:</p> <p>File 13 - Sherfy</p>				

(1) Petition for Final Distribution on Waiver of Accounting and (2) for Allowance of Statutory

DOD: 12/24/2004		PAMELA GAY LASSLEY , Executor, is petitioner.	NEEDS/PROBLEMS/COMMENTS: Continued from 8/5/14. As of 9/4/14 the following issues remain: 1. Will distributes the estate equally to the decedent's four children with the share of the estate going to Richard Sharrah being placed into trust for his benefit. The proposed distribution does not distribute the remaining property equally to each beneficiary. Three of the children are to receive 38,881.79 each and the trust for the benefit of Richard is to receive \$33,381.79. Each beneficiary, including the trust for the benefit of Richard, should be receiving \$37,506.79. – Declaration of Petitioner states Richard Smith received an additional \$5,000.00 from an account that was not included in the probate proceedings. Note: Accounts outside of probate have no bearing on this proceeding and therefore distribution should be equal as designated in the decedent's will. 2. Petition and proposed order do not include the terms of the trust in its entirety. – Declaration includes a portion of the terms of the trust but fails to include the section regarding the Trustee of the Trust. 3. Order does not comply with Local Rule 7.6.1
		I & A - \$149,000.00	
		POH - \$150,027.15	
Cont. from 061714, 080514		Executor - waives	
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified	Attorney - ???	
<input type="checkbox"/>	Inventory	<input checked="" type="checkbox"/>	
<input type="checkbox"/>	PTC	<input checked="" type="checkbox"/>	
<input checked="" type="checkbox"/>	Not.Cred.		
<input checked="" type="checkbox"/>	Notice of Hrg		
<input checked="" type="checkbox"/>	Aff.Mail	W/	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input checked="" type="checkbox"/>	Letters	6/7/05	
<input type="checkbox"/>	Duties/Supp		
<input type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input checked="" type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice	N/A	
Proposed distribution is to: Pamela Gay Lassley - \$38,881.78 Nancy McMurray - \$38,881.79 Robert Lee Sharrah - \$38,881.79 Richard Sharrah - \$33,381.79			
Reviewed by: KT			
Reviewed on: 9/4/14			
Updates:			
Recommendation:			
File 14 - Sharrah			

15A Justin Quintero, Matthew Quintero, and Jazlin Quintero (GUARD/P)**Case No. 07CEPR00053****Atty Rodriguez, Christina S. (Pro Per – Mother – Petitioner)****Atty Johnston, Mary (Pro Per – Guardian)****Petition for Termination of Guardianship**

			CHRISTINA S. RODRIGUEZ , Mother, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: <u>Note:</u> Petitioner Christina S. Rodriguez also filed a petition for visitation. Please see Page B. 1. If this matter goes forward, need notice to <u>all relatives</u> pursuant to Probate Code §1460(b)(5). (Notice of Hearing filed 9-3-14 indicates service by mail on the guardian only.)
			MARY JOHNSTON , Paternal Grandmother, was appointed guardian on 7-22-13.	
			Father: JOSE QUINTERO	
			Paternal Grandfather: Victor Quintero	
			Maternal grandfather: Ricardo Rodriguez	
			Maternal Grandmother: Sarah Rodriguez	
			Siblings: Angel Rodriguez, Luis Levato	
<input type="checkbox"/>	Aff.Sub.Wit.		Petitioner states she is residing in an inpatient program at West Care. The program allows children to be placed with their mother. Petitioner feels she is ready to take responsibility. She attended Fresno New Connection prior to enrolling at West Care. Petitioner states the guardian has allowed the father Jose Quintero to stay in her home and be around the children when he has showed no progress in drug treatment. Petitioner feels her children are in danger because the father is allowed to be there. Petitioner shows a lot of change in her treatment program and would like her children to be placed with her.	
<input checked="" type="checkbox"/>	Verified			
<input type="checkbox"/>	Inventory			
<input type="checkbox"/>	PTC			
<input type="checkbox"/>	Not.Cred.			
<input type="checkbox"/>	Notice of Hrg	<input checked="" type="checkbox"/>		
<input type="checkbox"/>	Aff.Mail	<input checked="" type="checkbox"/>		
<input type="checkbox"/>	Aff.Pub.			
<input type="checkbox"/>	Sp.Ntc.			
<input type="checkbox"/>	Pers.Serv.			
<input type="checkbox"/>	Conf. Screen			
<input type="checkbox"/>	Letters			
<input type="checkbox"/>	Duties/Supp			
<input type="checkbox"/>	Objections			
<input type="checkbox"/>	Video Receipt			
<input type="checkbox"/>	CI Report			
<input type="checkbox"/>	9202			
<input type="checkbox"/>	Order			
<input type="checkbox"/>	Aff. Posting			
<input type="checkbox"/>	Status Rpt			
<input type="checkbox"/>	UCCJEA			
<input type="checkbox"/>	Citation			
<input type="checkbox"/>	FTB Notice			
Court Investigator Julie Negrete filed a report on 8-29-14.				
Reviewed by: skc				
Reviewed on: 9-3-14				
Updates: 9-4-14				
Recommendation:				
File 15A – Rodriguez, Lavato & Quintero				

15A

15B Justin Quintero, Matthew Quintero, and Jazlin Quintero (GUARD/P)**Case No. 07CEPR00053****Atty Rodriguez, Christina S. (Pro Per – Mother – Petitioner)****Atty Johnston, Mary (Pro Per – Guardian)****Ex Parte Petition for Visitation**

			CHRISTINA S. RODRIGUEZ , Mother, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: 1. Petitioner has not provided notice of hearing to the guardian.
			MARY JOHNSTON , Paternal Grandmother, was appointed guardian on 7-22-13.	
	Aff.Sub.Wit.		Father: JOSE QUINTERO	
✓	Verified			
	Inventory		Paternal Grandfather: Victor Quintero Maternal grandfather: Ricardo Rodriguez	
	PTC			
	Not.Cred.		Maternal Grandmother: Sarah Rodriguez	
	Notice of Hrg	x		
	Aff.Mail		Siblings: Angel Rodriguez, Luis Levato	
	Aff.Pub.			
	Sp.Ntc.		Petitioner states she is residing in an inpatient program at West Care. The program allows children to be placed with their mother. The guardian is not doing her part of the mediation agreement with visits. The program offers visits every Saturday from 9-12. The Guardian said she would let Petitioner be a part of the kids' lives if she was in a treatment program, but she does not do so at all. Petitioner requests the Court please take her progress in treatment to prove her life has changed and approve visits for the kids.	
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			

Reviewed by: skc
Reviewed on: 9-3-14
Updates:
Recommendation:
File 15B – Rodriguez, Lavato & Quintero

15B

			<p>GLORIA PRADO, Co-Guardian, is Petitioner.</p>	<p>NEEDS/PROBLEMS/COMMENTS:</p> <p><u>Note:</u> This petition pertains to the minor Elijah Hernandez only. The minor Adriana remains with her guardians, paternal aunts Lillian Lopez and Anabel Hernandez.</p>
			<p>GLORIA PRADO, paternal grandmother and ALFONSO PRADO, paternal step-grandfather, were appointed Co-Guardians of Elijah on 8-6-14.</p>	<p>1. The Court may require notice to Co-Guardian and the minor and all interested family members.</p>
	Aff.Sub.Wit.		<p>On the same day as the appointment, 8-6-14, Petitioner filed this petition to remove Mr. Prado as Co-Guardian because he is no longer living in the house and they will be getting divorced. Petitioner states he did not sign the original guardianship papers, and she does not know where he lives.</p>	
✓	Verified			
	Inventory		<p>Petitioner's declaration of due diligence for Mr. Prado states she has filed for divorce and a restraining order against him and he is dodging service.</p>	
	PTC			
	Not.Cred.		<p>Petitioner also filed declarations of due diligence for Ofelia Hernandez (mother), Adriana Hernandez (sister), Eduardo Lopez and Felix Lopez (half-brothers), and Abel Hernandez (grandfather).</p>	
	Notice of Hrg			
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.			
	Conf. Screen			
	Letters			
	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
	Order			
	Aff. Posting			
	Status Rpt			
	UCCJEA			
	Citation			
	FTB Notice			

Reviewed by: skc
Reviewed on: 9-3-14
Updates:
Recommendation:
File 16 - Hernandez

		WHITTIE CARRILLO , Mother, is Petitioner.	NEEDS/PROBLEMS/COMMENTS: <u>Continued from 7-15-14.</u> <u>See minute order.</u>
		SHELLY A. MUSGRAVE , Paternal Grandmother, was appointed guardian on 7-15-13.	
Cont. from 071514		Father: JEREMY B. MUSGRAVE	<ol style="list-style-type: none"> 1. Need Notice of Hearing. 2. Need proof of service of Notice of Hearing at least 15 days prior to the hearing on all relatives pursuant to Probate Code §1460(b)(5): <ul style="list-style-type: none"> - Shelly Musgrave (Guardian) - Jeremy Musgrave (Father) - Paul Musgrave (Paternal Grandfather) - Joe Carrillo (Maternal Grandfather) - Tammy Carmichael (Maternal Grandmother) <p>Note: Guardian Shelly Musgrave filed an Objection on 7-14-14 containing information and a letter from a Children's Hospital Social Worker regarding Jaiden's condition and care plan. Please see Objection and Letter for details.</p>
<input type="checkbox"/>	Aff.Sub.Wit.		
<input checked="" type="checkbox"/>	Verified		
<input type="checkbox"/>	Inventory		
<input type="checkbox"/>	PTC		
<input type="checkbox"/>	Not.Cred.		
<input type="checkbox"/>	Notice of Hrg	X	
<input type="checkbox"/>	Aff.Mail	X	
<input type="checkbox"/>	Aff.Pub.		
<input type="checkbox"/>	Sp.Ntc.		
<input type="checkbox"/>	Pers.Serv.		
<input type="checkbox"/>	Conf. Screen		
<input type="checkbox"/>	Letters		
<input type="checkbox"/>	Duties/Supp		
<input checked="" type="checkbox"/>	Objections		
<input type="checkbox"/>	Video Receipt		
<input type="checkbox"/>	CI Report		
<input type="checkbox"/>	9202		
<input checked="" type="checkbox"/>	Order		
<input type="checkbox"/>	Aff. Posting		
<input type="checkbox"/>	Status Rpt		
<input type="checkbox"/>	UCCJEA		
<input type="checkbox"/>	Citation		
<input type="checkbox"/>	FTB Notice		
		<p>Paternal Grandfather: Paul M. Musgrave Maternal Grandfather: Joe P. Carrillo Maternal Grandmother: Tammy L. Carmichael</p> <p>Petitioner states she is requesting reinstatement of permanent custody of her son. She has completed the program through Pathways to Recovery as the sitting judge requested to regain custody of her son. She has maintained sobriety sine her son was placed in guardianship this past year. Petitioner expects to continue to live the life of sobriety for herself and her son. She is confident that she is ready to give him the stability he deserves. Petitioner states she has been accused of not understanding her son's medical condition and limitations, yet when she had custody, she had discussions with his cardiologist and will continue to do so in the future. She understands he requires more than the average child. Petitioner states she has hesitated to seek full time employment due to the claims by the guardian that she has a lack of regard for her son's well-being when she commits to his visiting. Once she has custody and normalcy again, she has childcare arranged and looks forward to working and providing for her son. Her family offers emotional, physical, and financial support. Petitioner states she has completed and succeeded in all requests from the court this past year and requests custody be granted back to her.</p> <p>Court Investigator Julie Negrete filed a report on 7-8-14.</p>	
		Reviewed by: skc	
		Reviewed on: 9-2-14	
		Updates:	
		Recommendation:	
		File 17 - Musgrave	

Page 2

Minute Order 7-15-14: The Court finds that actual notice has been provided to Shelly Musgrave given that she is present in court. Court Investigator Julie Negrete is sworn for further inquiry by the Court. Ms. Negrete is directed to submit a supplemental report. Matter is continued to 9/9/14. Visitation is ordered as follows: mother shall have the child every weekend from Friday at 6:00 p.m. until Sunday at 6:00 p.m. The guardian shall be responsible for delivering the child to the mother by no later than 6:00 p.m. on Friday. Mother will be responsible for returning the child to the guardian by no later than 6:00 p.m. on Sunday. Continued to 9/9/14 @ 9:00 am. Dept. 303

			GENERAL HEARING 10-28-14	NEEDS/PROBLEMS/COMMENTS:
			JAMIE L. HARRIS RAULS , Maternal Aunt, is Petitioner.	1. Need Notice of Hearing. 2. Need proof of personal service of Notice of Hearing with a copy of the temp petition at least five court days prior to the hearing per Probate Code §2250(e) <u>or</u> consent and waiver of notice <u>or</u> declaration of due diligence on: - Devron Todd (Father) - Devine Todd (Minor)
			Father: DEVRON TODD Mother: REBECCA GARDNER (Deceased)	
	Aff.Sub.Wit.		Paternal Grandparents: Not listed Maternal Grandfather: Willie Lee Harris Maternal Grandmother: Benona Gardner	
✓	Verified		Siblings: Mariah Todd, Shykeila Brown	
	Inventory		Petitioner states temporary guardianship is needed to maintain a safe, stable, and healthy environment, free from erratic changes.	
	PTC			
	Not.Cred.			
	Notice of Hrg	x		
	Aff.Mail			
	Aff.Pub.			
	Sp.Ntc.			
	Pers.Serv.	x		
✓	Conf. Screen			
✓	Letters			
✓	Duties/Supp			
	Objections			
	Video Receipt			
	CI Report			
	9202			
✓	Order			
	Aff. Posting			
	Status Rpt			
✓	UCCJEA			
	Citation			
	FTB Notice			
				Reviewed by: skc
				Reviewed on: 9-3-14
				Updates:
				Recommendation:
				File 18 - Todd

1 Wanda H. Bingham (CONS/PE)

Case No. 11CEPR00949

Atty Roberts, David A.

Atty Boyett, Deborah K.

Atty Burnside, Leigh W

First Amended First Account and Report of Conservator and Petition for
Allowance of Compensation to Conservator and Attorneys' Fees and Costs

Age:		NEEDS/PROBLEMS/COMMENTS:
DOD:		
Cont. from		
Aff.Sub.Wit.		
Verified		
Inventory		
PTC		
Not.Cred.		
Notice of Hrg		
Aff.Mail		
Aff.Pub.		
Sp.Ntc.		
Pers.Serv.		
Conf. Screen		
Letters		
Duties/Supp		
Objections		
Video Receipt		
CI Report		
9202		
Order		
Aff. Posting		
Status Rpt		
UCCJEA		
Citation		
FTB Notice		
CONTINUED TO 9-23-14 at 9:00 am in Dept. 303		
Per attorney request.		
Reviewed by: skc		
Reviewed on: 9-4-14		
Updates:		
Recommendation:		
File 1 - Bingham		

Additional notes:

There is also a related Family Law matter 13CEFL03179 (Dissolution with DV Restraining Order) ongoing in Family Court since June 2013 that involves two minor children: this minor and a sibling. Details:

- This petitioner Rose Hess was joined as a party to the family law matter on 8-27-13 and has been a participant in that case since that time.
- On 11-14-13, the mother was granted a three-year restraining order against the father.
- On 12-20-13, the Family Court granted joint legal and physical custody to the parents with visitation set forth in a separate order.
- A status conference was set for 4-16-14 in Dept. 202; however, Petitioner Rose Hess filed this guardianship petition and was granted temporary guardianship on an ex parte basis on 4-15-14. There were no appearances in Dept. 202 on 4-16-14 and the Court continued to 12-30-14 for further status.

Pursuant to Minute Order 5-1-14 in Probate Guardianship matter 14CEPR00351, the mother was granted supervised visits, both parents authorized to attend, and both parents were granted one phone call per weekend.

Pursuant to Minute Order 7-22-14 in Probate Guardianship matter 14CEPR00351, the parties were sent to Probate Mediation re visitation. According to the Probate Mediator's Referral, an agreement was reached; however, no agreement was ever filed with this Court.